

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

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<b>Appln. No.:</b> 10/672,278	<b>Group Art:</b> 1643
<b>Filing Date:</b> September 29, 2003	<b>Confirmation No.:</b> 8186
<b>Title:</b> CHIMERIC, HUMAN AND HUMANIZED ANTI- GRANULOCYTE ANTIBODIES AND METHOD OF USE	

**DECLARATION OF DAVID M. GOLDENBERG**  
**under 37 CFR 1.132**

I, David M. Goldenberg do hereby declare and say as follows:

1. I am a named inventor of the subject matter disclosed in U.S. Patent Application No. 10/672,278 and I am familiar with the specification and claims of this application.

2. A hybridoma producing the MN-3 antibody is proprietary and was not publicly available as of the priority date of the instant application of 9/30/2002, and was never given out at any time prior to 9/30/2002.

3. I also declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under 18 U.S.C. § 1001, and that such willful false statements may jeopardize the validity of any patent issued from U.S. Patent Application No. 10/672,278.

